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**BEFORE THE
SURFACE TRANSPORTATION BOARD**

Docket No. AB-6, Sub-No. 346X & Sub-No. 335X

**BURLINGTON NORTHERN RAILROAD COMPANY—ABANDONMENT EXEMPTION—
IN KLINKITAT COUNTY, WA (Sub-No. 346X);**

and,

**BURLINGTON NORTHERN RAILROAD COMPANY—ABANDONMENT EXEMPTION—
BETWEEN KLINKITAT AND GOLDENDALE, WA ((Sub-No. 335X)**

NOTICE OF APPEARANCE

TO: THE CLERK OF THE AFORE-MENTIONED BOARD; and

TO: ALL PARTIES OF RECORD AND THEIR COUNSEL..

YOU, AND EACH OF YOU, WILL PLEASE TAKE NOTICE That the
WASHINGTON STATE PARKS AND RECREATION COMMISSION hereby enters its
appearance in the above-captioned action, by and through its attorneys, ROB MCKENNA,
Attorney General, and BARBARA HERMAN, Assistant Attorney General, specifically
reserving all rights and defenses.

ORIGINAL

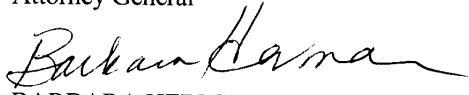
1 All further papers, except original process, be served upon the undersigned attorneys at
2 the address below stated.

3 Barbara Herman
4 Assistant Attorney General
5 P.O. Box 40100
6 Olympia, WA 98504-0100
7 (360) 586-4034

8 TRANSMISSION BY FAX DOES NOT CONSTITUTE SERVICE

9 Dated this 24th day of February, 2005.

10 ROB MCKENNA
11 Attorney General

12 
13 BARBARA HERMAN, WSBA No. 26669
14 Assistant Attorney General
15 Attorneys for State of Washington
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PROOF OF SERVICE

I certify I served a copy of this document on all parties or their counsel of record on the date below as follows:

| Party | Method of Service | |
|---|--|--|
| Cecilia Fey Ackerson Kauffman Fex PC Attorneys at Law 1250 "H" Street NW, Suite 850 Washington, D.C.. 20006 | <input checked="" type="checkbox"/> US Mail Postage Prepaid <input type="checkbox"/> Certified Mail Postage Prepaid <input type="checkbox"/> State Campus Mail <input type="checkbox"/> ABC/Legal Messenger | <input type="checkbox"/> Overnight Express <input type="checkbox"/> By Fax <input type="checkbox"/> Hand delivered by: |
| Sarah Whitley, Bailiff BNSF Railway PO Box 961039 Fort Worth, TX 76131-2828 | <input checked="" type="checkbox"/> US Mail Postage Prepaid <input type="checkbox"/> Certified Mail Postage Prepaid <input type="checkbox"/> State Campus Mail <input type="checkbox"/> ABC/Legal Messenger | <input type="checkbox"/> Overnight Express <input type="checkbox"/> By Fax <input type="checkbox"/> Hand delivered by: |
| Cecilia Fex Ackerson Kauffman Fex, P C 1250 H Street, NW, Suite 850 Washington, DC 20005 | <input checked="" type="checkbox"/> US Mail Postage Prepaid <input type="checkbox"/> Certified Mail Postage Prepaid <input type="checkbox"/> State Campus Mail <input type="checkbox"/> ABC/Legal Messenger | <input type="checkbox"/> Overnight Express <input type="checkbox"/> By Fax <input type="checkbox"/> Hand delivered by: |
| Honorable James W. Grimes P O Box 69 Goldendale, WA 98620 | <input checked="" type="checkbox"/> US Mail Postage Prepaid <input type="checkbox"/> Certified Mail Postage Prepaid <input type="checkbox"/> State Campus Mail <input type="checkbox"/> ABC/Legal Messenger | <input type="checkbox"/> Overnight Express <input type="checkbox"/> By Fax <input type="checkbox"/> Hand delivered by: |
| John E. Lowe P O BOX 3623 Portland, OR 97208 | <input checked="" type="checkbox"/> US Mail Postage Prepaid <input type="checkbox"/> Certified Mail Postage Prepaid <input type="checkbox"/> State Campus Mail <input type="checkbox"/> ABC/Legal Messenger | <input type="checkbox"/> Overnight Express <input type="checkbox"/> By Fax <input type="checkbox"/> Hand delivered by: |
| Gerald Opatz Epa-Wd-126 1200 Sixth Avenue Seattle, WA 98101 | <input checked="" type="checkbox"/> US Mail Postage Prepaid <input type="checkbox"/> Certified Mail Postage Prepaid <input type="checkbox"/> State Campus Mail <input type="checkbox"/> ABC/Legal Messenger | <input type="checkbox"/> Overnight Express <input type="checkbox"/> By Fax <input type="checkbox"/> Hand delivered by: |

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| 1 | Bob Barwin | <input checked="" type="checkbox"/> US Mail Postage Prepaid | <input type="checkbox"/> Overnight Express |
| 2 | Dept Of Ecology - Central | <input type="checkbox"/> Certified Mail Postage Prepaid | <input type="checkbox"/> By Fax |
| 3 | Regional Office | <input type="checkbox"/> State Campus Mail | <input type="checkbox"/> Hand delivered by: |
| 4 | 106 South 6th Ave | <input type="checkbox"/> ABC/Legal Messenger | |
| 5 | Yakima, WA 98902-3307 | | |
| 6 | Donald R. Carver, Arbitrator | <input checked="" type="checkbox"/> US Mail Postage Prepaid | <input type="checkbox"/> Overnight Express |
| 7 | United Trans. Union | <input type="checkbox"/> Certified Mail Postage Prepaid | <input type="checkbox"/> By Fax |
| 8 | 14600 Detroit Avenue | <input type="checkbox"/> State Campus Mail | <input type="checkbox"/> Hand delivered by: |
| 9 | Cleveland, OH 44107 | <input type="checkbox"/> ABC/Legal Messenger | |
| 10 | Environmental Protection | <input checked="" type="checkbox"/> US Mail Postage Prepaid | <input type="checkbox"/> Overnight Express |
| 11 | Agency | <input type="checkbox"/> Certified Mail Postage Prepaid | <input type="checkbox"/> By Fax |
| 12 | Department Of Ecology | <input type="checkbox"/> State Campus Mail | <input type="checkbox"/> Hand delivered by: |
| 13 | P O Box 47600 | <input type="checkbox"/> ABC/Legal Messenger | |
| 14 | Olympia, WA 98504 | | |
| 15 | Patrick Oshie | <input checked="" type="checkbox"/> US Mail Postage Prepaid | <input type="checkbox"/> Overnight Express |
| 16 | Office Of Legal Counsel | <input type="checkbox"/> Certified Mail Postage Prepaid | <input type="checkbox"/> By Fax |
| 17 | P O Box 151 | <input type="checkbox"/> State Campus Mail | <input type="checkbox"/> Hand delivered by: |
| 18 | Toppenish, WA 98948 | <input type="checkbox"/> ABC/Legal Messenger | |
| 19 | Ehman Sheldon | <input checked="" type="checkbox"/> US Mail Postage Prepaid | <input type="checkbox"/> Overnight Express |
| 20 | PO Box 69 | <input type="checkbox"/> Certified Mail Postage Prepaid | <input type="checkbox"/> By Fax |
| 21 | Goldendale, WA 98620 | <input type="checkbox"/> State Campus Mail | <input type="checkbox"/> Hand delivered by: |
| 22 | | <input type="checkbox"/> ABC/Legal Messenger | |
| 23 | Department of Transportation | <input checked="" type="checkbox"/> US Mail Postage Prepaid | <input type="checkbox"/> Overnight Express |
| 24 | State Rail Branch | <input type="checkbox"/> Certified Mail Postage Prepaid | <input type="checkbox"/> By Fax |
| 25 | P.O. Box 47300 | <input type="checkbox"/> State Campus Mail | <input type="checkbox"/> Hand delivered by: |
| 26 | Olympia, WA 98504-7300 | <input type="checkbox"/> ABC/Legal Messenger | |
| | U.S. Fish & Wildlife Service | <input checked="" type="checkbox"/> US Mail Postage Prepaid | <input type="checkbox"/> Overnight Express |
| | 215 Melody Lane, #119 | <input type="checkbox"/> Certified Mail Postage Prepaid | <input type="checkbox"/> By Fax |
| | Wenatchee, WA 98801-5933 | <input type="checkbox"/> State Campus Mail | <input type="checkbox"/> Hand delivered by: |
| | | <input type="checkbox"/> ABC/Legal Messenger | |

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| 2 | Preservation Office | <input type="checkbox"/> Certified Mail Postage Prepaid | <input type="checkbox"/> By Fax |
| 3 | Office Of Archeology And | <input type="checkbox"/> State Campus Mail | <input type="checkbox"/> Hand delivered by: |
| 4 | Historic Preservation 111 West 21st Avenue K1-11 Olympia, WA 98504 | <input type="checkbox"/> ABC/Legal Messenger | |
| 5 | Richard Welsh | <input checked="" type="checkbox"/> US Mail Postage Prepaid | <input type="checkbox"/> Overnight Express |
| 6 | Narpo | <input type="checkbox"/> Certified Mail Postage Prepaid | <input type="checkbox"/> By Fax |
| 7 | 50-505 Grand Traverse La Quinta, CA 92253 | <input type="checkbox"/> State Campus Mail | <input type="checkbox"/> Hand delivered by: |
| 8 | | <input type="checkbox"/> ABC/Legal Messenger | |
| 9 | Lori Zoller | <input checked="" type="checkbox"/> US Mail Postage Prepaid | <input type="checkbox"/> Overnight Express |
| 10 | 38 Northwestern Lake | <input type="checkbox"/> Certified Mail Postage Prepaid | <input type="checkbox"/> By Fax |
| 11 | White Salmon, WA 98672 | <input type="checkbox"/> State Campus Mail | <input type="checkbox"/> Hand delivered by: |
| 12 | | <input type="checkbox"/> ABC/Legal Messenger | |
| 13 | James M. Brunkenhoefer | <input checked="" type="checkbox"/> US Mail Postage Prepaid | <input type="checkbox"/> Overnight Express |
| 14 | United Transportation Union | <input type="checkbox"/> Certified Mail Postage Prepaid | <input type="checkbox"/> By Fax |
| 15 | 304 Pennsylvania Ave SE | <input type="checkbox"/> State Campus Mail | <input type="checkbox"/> Hand delivered by: |
| 16 | Wash, DC 20003-1130 | <input type="checkbox"/> ABC/Legal Messenger | |
| 17 | Robert J. Irvin | <input checked="" type="checkbox"/> US Mail Postage Prepaid | <input type="checkbox"/> Overnight Express |
| 18 | Railway Labor Exec. Assn | <input type="checkbox"/> Certified Mail Postage Prepaid | <input type="checkbox"/> By Fax |
| 19 | 10 G St. NE Ste. 480 | <input type="checkbox"/> State Campus Mail | <input type="checkbox"/> Hand delivered by: |
| 20 | Washington, DC 20002-4213 | <input type="checkbox"/> ABC/Legal Messenger | |
| 21 | Charles H. Montange | <input checked="" type="checkbox"/> US Mail Postage Prepaid | <input type="checkbox"/> Overnight Express |
| 22 | 426 NW 162nd Street | <input type="checkbox"/> Certified Mail Postage Prepaid | <input type="checkbox"/> By Fax |
| 23 | Seattle, WA 98177 | <input type="checkbox"/> State Campus Mail | <input type="checkbox"/> Hand delivered by: |
| 24 | | <input type="checkbox"/> ABC/Legal Messenger | |
| 25 | Shay S. Scott | <input checked="" type="checkbox"/> US Mail Postage Prepaid | <input type="checkbox"/> Overnight Express |
| 26 | One Main Place | <input type="checkbox"/> Certified Mail Postage Prepaid | <input type="checkbox"/> By Fax |
| | 101 SW Main Suite 1800 | <input type="checkbox"/> State Campus Mail | <input type="checkbox"/> Hand delivered by: |
| | Portland, OR 97204 | <input type="checkbox"/> ABC/Legal Messenger | |

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| 1 | Robert G. Whitman | <input checked="" type="checkbox"/> US Mail Postage Prepaid | <input type="checkbox"/> Overnight Express |
| 2 | PO Box 48343 | <input type="checkbox"/> Certified Mail Postage Prepaid | <input type="checkbox"/> By Fax |
| 3 | Olympia, WA 98504-8343 | <input type="checkbox"/> State Campus Mail | <input type="checkbox"/> Hand delivered by: |
| 4 | | <input type="checkbox"/> ABC/Legal Messenger | |
| 5 | Ken Berg | <input checked="" type="checkbox"/> US Mail Postage Prepaid | <input type="checkbox"/> Overnight Express |
| 6 | U.S. Fish And Wildlife Service | <input type="checkbox"/> Certified Mail Postage Prepaid | <input type="checkbox"/> By Fax |
| 7 | 510 Desmond Dr SE # 102 | <input type="checkbox"/> State Campus Mail | <input type="checkbox"/> Hand delivered by: |
| | Lacey, WA 98503 | <input type="checkbox"/> ABC/Legal Messenger | |
| 8 | President G. T. Dubose | <input checked="" type="checkbox"/> US Mail Postage Prepaid | <input type="checkbox"/> Overnight Express |
| 9 | United Transportation | <input type="checkbox"/> Certified Mail Postage Prepaid | <input type="checkbox"/> By Fax |
| 10 | 14600 Detroit Avenue | <input type="checkbox"/> State Campus Mail | <input type="checkbox"/> Hand delivered by: |
| | Cleveland, OH 44107 | <input type="checkbox"/> ABC/Legal Messenger | |
| 11 | Jannette Herrington | <input checked="" type="checkbox"/> US Mail Postage Prepaid | <input type="checkbox"/> Overnight Express |
| 12 | Assistant Planner | <input type="checkbox"/> Certified Mail Postage Prepaid | <input type="checkbox"/> By Fax |
| 13 | Planning Department | <input type="checkbox"/> State Campus Mail | <input type="checkbox"/> Hand delivered by: |
| | Goldendale, WA 98620 | <input type="checkbox"/> ABC/Legal Messenger | |
| 14 | Office of the Governor | <input checked="" type="checkbox"/> US Mail Postage Prepaid | <input type="checkbox"/> Overnight Express |
| 15 | State Capitol Building | <input type="checkbox"/> Certified Mail Postage Prepaid | <input type="checkbox"/> By Fax |
| 16 | Olympia, WA 98504 | <input type="checkbox"/> State Campus Mail | <input type="checkbox"/> Hand delivered by: |
| 17 | | <input type="checkbox"/> ABC/Legal Messenger | |
| 18 | T. R. Retterath | <input checked="" type="checkbox"/> US Mail Postage Prepaid | <input type="checkbox"/> Overnight Express |
| 19 | Ut, State Leg. Dir. | <input type="checkbox"/> Certified Mail Postage Prepaid | <input type="checkbox"/> By Fax |
| 20 | P O Box 1178 | <input type="checkbox"/> State Campus Mail | <input type="checkbox"/> Hand delivered by: |
| | Longview, WA 98632 | <input type="checkbox"/> ABC/Legal Messenger | |
| 21 | State Conservationist | <input checked="" type="checkbox"/> US Mail Postage Prepaid | <input type="checkbox"/> Overnight Express |
| 22 | Soil Conservation Service | <input type="checkbox"/> Certified Mail Postage Prepaid | <input type="checkbox"/> By Fax |
| 23 | 316 Boone Avenue Suite 450 | <input type="checkbox"/> State Campus Mail | <input type="checkbox"/> Hand delivered by: |
| | Spokane, WA 99201-2348 | <input type="checkbox"/> ABC/Legal Messenger | |
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| 2 | Walla Walla District | <input type="checkbox"/> Certified Mail Postage Prepaid | <input type="checkbox"/> By Fax |
| 3 | 201 North Third Avenue | <input type="checkbox"/> State Campus Mail | <input type="checkbox"/> Hand delivered by: |
| 4 | Walla Walla, WA 99362 | <input type="checkbox"/> ABC/Legal Messenger | |
| 5 | U.S. Fish & Wildlife Service | <input checked="" type="checkbox"/> US Mail Postage Prepaid | <input type="checkbox"/> Overnight Express |
| 6 | 14852 Northeast 95th Street | <input type="checkbox"/> Certified Mail Postage Prepaid | <input type="checkbox"/> By Fax |
| 7 | Redmond, WA 98052 | <input type="checkbox"/> State Campus Mail | <input type="checkbox"/> Hand delivered by: |
| | | <input type="checkbox"/> ABC/Legal Messenger | |
| 8 | Washington Utilities And | <input checked="" type="checkbox"/> US Mail Postage Prepaid | <input type="checkbox"/> Overnight Express |
| 9 | Transportation Comm. | <input type="checkbox"/> Certified Mail Postage Prepaid | <input type="checkbox"/> By Fax |
| 10 | Chandler Plaza Building | <input type="checkbox"/> State Campus Mail | <input type="checkbox"/> Hand delivered by: |
| | PO Box 47250 | <input type="checkbox"/> ABC/Legal Messenger | |
| 11 | Olympia, WA 98504-7250 | | |
| 12 | M. M. Winter. | <input checked="" type="checkbox"/> US Mail Postage Prepaid | <input type="checkbox"/> Overnight Express |
| 13 | 2060 Lindy Ave | <input type="checkbox"/> Certified Mail Postage Prepaid | <input type="checkbox"/> By Fax |
| 14 | St Paul, MN 55113 | <input type="checkbox"/> State Campus Mail | <input type="checkbox"/> Hand delivered by: |
| | | <input type="checkbox"/> ABC/Legal Messenger | |
| 15 | James E. Sperry | <input checked="" type="checkbox"/> US Mail Postage Prepaid | <input type="checkbox"/> Overnight Express |
| 16 | State Historical Society | <input type="checkbox"/> Certified Mail Postage Prepaid | <input type="checkbox"/> By Fax |
| 17 | North Dakota Heritage Center | <input type="checkbox"/> State Campus Mail | <input type="checkbox"/> Hand delivered by: |
| | Bismarck, ND 58505 | <input type="checkbox"/> ABC/Legal Messenger | |
| 18 | Office of the Governor | <input checked="" type="checkbox"/> US Mail Postage Prepaid | <input type="checkbox"/> Overnight Express |
| 19 | State Capitol Building | <input type="checkbox"/> Certified Mail Postage Prepaid | <input type="checkbox"/> By Fax |
| 20 | Bismarck, ND 58502 | <input type="checkbox"/> State Campus Mail | <input type="checkbox"/> Hand delivered by: |
| | | <input type="checkbox"/> ABC/Legal Messenger | |
| 21 | North Dakota Public Service | <input checked="" type="checkbox"/> US Mail Postage Prepaid | <input type="checkbox"/> Overnight Express |
| 22 | Comm.. | <input type="checkbox"/> Certified Mail Postage Prepaid | <input type="checkbox"/> By Fax |
| 23 | Secretary To Commission | <input type="checkbox"/> State Campus Mail | <input type="checkbox"/> Hand delivered by: |
| 24 | State Capitol Bldg – 12th Floor | <input type="checkbox"/> ABC/Legal Messenger | |
| 25 | Bismarck, ND 58505 | | |
| 26 | | | |

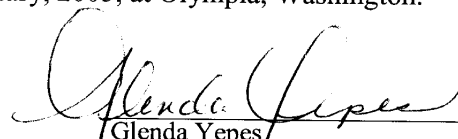
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| 2 | General Chairperson Utu | <input type="checkbox"/> Certified Mail Postage Prepaid | <input type="checkbox"/> By Fax |
| 3 | 45 SW 7th Ave | <input type="checkbox"/> State Campus Mail | <input type="checkbox"/> Hand delivered by: |
| 4 | Forest Lake, MN 55025 | <input type="checkbox"/> ABC/Legal Messenger | |
| 5 | North Dakota Historical Society | <input checked="" type="checkbox"/> US Mail Postage Prepaid | <input type="checkbox"/> Overnight Express |
| 6 | State Historical Preservation | <input type="checkbox"/> Certified Mail Postage Prepaid | <input type="checkbox"/> By Fax |
| 7 | Officer | <input type="checkbox"/> State Campus Mail | <input type="checkbox"/> Hand delivered by: |
| 8 | North Dakota Heritage Center | <input type="checkbox"/> ABC/Legal Messenger | |
| 9 | 612 East Boulevard Avenue | | |
| 10 | Bismarck, ND 58505 | | |
| 11 | Transportation Services | <input checked="" type="checkbox"/> US Mail Postage Prepaid | <input type="checkbox"/> Overnight Express |
| 12 | Division | <input type="checkbox"/> Certified Mail Postage Prepaid | <input type="checkbox"/> By Fax |
| 13 | State Highway Department | <input type="checkbox"/> State Campus Mail | <input type="checkbox"/> Hand delivered by: |
| 14 | State Capitol Grounds | <input type="checkbox"/> ABC/Legal Messenger | |
| 15 | Bismarck, ND 58505 | | |
| 16 | Environmental Health Section | <input checked="" type="checkbox"/> US Mail Postage Prepaid | <input type="checkbox"/> Overnight Express |
| 17 | 1200 Missouri Avenue | <input type="checkbox"/> Certified Mail Postage Prepaid | <input type="checkbox"/> By Fax |
| 18 | Bismarck, ND 58505 | <input type="checkbox"/> State Campus Mail | <input type="checkbox"/> Hand delivered by: |
| 19 | | <input type="checkbox"/> ABC/Legal Messenger | |
| 20 | G. L. Hubbell | <input checked="" type="checkbox"/> US Mail Postage Prepaid | <input type="checkbox"/> Overnight Express |
| 21 | E 9015 Euclid Avenue | <input type="checkbox"/> Certified Mail Postage Prepaid | <input type="checkbox"/> By Fax |
| 22 | Spokane, WA 99212 | <input type="checkbox"/> State Campus Mail | <input type="checkbox"/> Hand delivered by: |
| 23 | | <input type="checkbox"/> ABC/Legal Messenger | |
| 24 | John Risch | <input checked="" type="checkbox"/> US Mail Postage Prepaid | <input type="checkbox"/> Overnight Express |
| 25 | State Legislative Director Utu | <input type="checkbox"/> Certified Mail Postage Prepaid | <input type="checkbox"/> By Fax |
| 26 | 750 Augsburg Avenue | <input type="checkbox"/> State Campus Mail | <input type="checkbox"/> Hand delivered by: |
| | Bismarck, ND 58504 | <input type="checkbox"/> ABC/Legal Messenger | |
| | State Conservationist | <input checked="" type="checkbox"/> US Mail Postage Prepaid | <input type="checkbox"/> Overnight Express |
| | Soil Conservation Service | <input type="checkbox"/> Certified Mail Postage Prepaid | <input type="checkbox"/> By Fax |
| | Rossner Ave & 3rd St , 278 Fed | <input type="checkbox"/> State Campus Mail | <input type="checkbox"/> Hand delivered by: |
| | Bldg | <input type="checkbox"/> ABC/Legal Messenger | |
| | Bismarck, ND 58502 | | |

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| State Single Point Of Contact Office Of Mgmt & Budget State Capitol 14th Floor Bismarck, ND 58505 | <input checked="" type="checkbox"/> US Mail Postage Prepaid | <input type="checkbox"/> Overnight Express |
| | <input type="checkbox"/> Certified Mail Postage Prepaid | <input type="checkbox"/> By Fax |
| | <input type="checkbox"/> State Campus Mail | <input type="checkbox"/> Hand delivered by: |
| | <input type="checkbox"/> ABC/Legal Messenger | |

I certify under penalty of perjury under the laws of the State of Washington that the foregoing is true and correct.

DATED this 24th day of February, 2005, at Olympia, Washington.



Glenda Yepes
Legal Assistant